IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE NINETEENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 14565 of 2004

Between:

D. Venkateshwarlu, S/o. Sri D. Bixamaiah, Assistant to

Senior Secretary Primary Agriculture Cooperative Society,

Pillalamarri, Suryapet Mandal of Nalgonda District.

..... PETITIONER

AND

1 The State of A.P., rep. by its Secretary to Government,
Food and Agriculture (Co.op.III) Department,
Government of A.P. , Secretariat, Hyderabad.
2 The Commissioner for Co-operation and Registrar of Cooperative
Societies, Gruha Kalpa, M.J. Road, Hyderabad.
3 The District Level Committee (Appointments), rep. by its
President/Chairman, Nalgonda Distirct,
Co-operative Central Bank Limited, Nalgonda.
4 The General Manager, Nalgonda District Cooperative Central
Bank Limited, Nalgonda District.
5 The District Cooperative Officer, Nalgonda.
6 The Manager Person-incharge/Chairman Primary Agriculture
Cooperative Society, Pillalamarri, Suryapet (M) of Nalgonda
District, C/o. Branch Manager, Nalgonda District
Central Bank Limited, Branch at Suryapet, Nalgonda District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ or order or direction more in the nature of writ of order or direction more in the nature of writ of mandamus declaring the impugned Order of the respondent

no.6 issued in his proceedings No.3/2004 dated 30-7-2004 fixing on a consolidated pay of Rs. 500/- as paid prior to 6-1-1992, pursuant to the orders of the respondent No. 4 issued in his proceedings No. ADM/A.6/F.No. 329/95 dated 26-2-1998 in view of the respondent no. 3 order passed in his proceedings Rc.No. 2108/DLC/Sec./93 dated 16-12-1993 cancelling the appointment of Assistant to Senior Secretary and declare the same as illegal, arbitrary, unjust and violative of Art. 14 and 16 of the constitution of India and contrary to the provisions of the A.P. Cooperative Societies Act, 1964 and the instructions issued thereto both by the respondents 1 and 2 and violative of principles of natural justice; while issuing a consequential direction to the respondents to continue the petitioner as Assistant to Senior Secretary with all attendant benefits in the interest of justice and pass

Counsel for the Petitioner: MR.D.GOVARDHANACHARY

Counsel for the Respondents1,2 and 5: GP FOR CO-OPERATION

Counsel for the Respondents 3 and 4: MR.J.AMARNATH GOUD

The Court Made the following:

ORDER

Heard both sides.

It is represented that the question involved in this Writ Petition is squarely covered by the orders passed by this Court in W.P.No.317 of 2003 and batch, dated 30-8-2004. Following the same, the Writ Petition is liable to be dismissed as not maintainable.

Accordingly, the Writ Petition is dismissed. No costs.

19-11-2004.

Hsd

Assistant Registrar

To

1 The Secretary to Govt., Food Agriculture(Co.op.III) Department, Government of A.P., Secretariat, Hyderabad.
2 The Commissioner for Cooperation and Registrar of Cooperative Societies, Gruha Kalpa, M.J. Road, Hyderabad.
3 The District Level Committee (Appointments) rep by its

President/Chairman, Nalgonda Distirct,
Cooperative Central Bank Limited, Nalgonda.
4 The General Manager, Nalgonda District Cooperative Central Bank Limited, Nalgonda District.
5 The District Cooperative Officer, Nalgonda.
6 The Manager Person-incharge/Chairman Primary Agriculture Cooperative Society, Pillalamarri, Suryapet (M) of Nalgonda District, C/o. Branch Manager, Nalgonda District
Central Bank Limited, Branch at Suryapet, Nalgonda District.

7. 2 C.Cs to G.P. for Co-operation, High Court of A.P., High Court Buildings, Hyd. (OUT)

8. 2 C.D. copies.